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Director  
Intelligence Community Staff  
Washington, D.C. 20505

AB-1SR

DCI/ICS 4744-87  
17 November 1987

MEMORANDUM FOR: See Distribution

SUBJECT: OMB Language to Exempt Intelligence Community from Detailee  
Provision in Senate FY 1988 Treasury Appropriations Bill

1. Attached herewith for your information is a copy of the language provided by the Office of Management and Budget which is designed to exempt the Intelligence Community from the requirement in the Senate's FY 1988 Treasury Appropriations Bill (H.R. 2907) that all Federal employees detailed for more than 90 days to an executive branch agency must be reimbursed by the executive agency to which the employee is detailed. The Senate Intelligence Committee has been assured this language will be added to the Treasury Appropriations Bill. ☐

STAT

2. We have been advised by the Central Intelligence Agency's Office of General Counsel that paragraph b (7) of the attachment covers all components of the Intelligence Community Staff. ☐

STAT

3. Please direct any questions you may have relating to this legislation to the Legislative Liaison Staff of the Intelligence Community Staff ☐

STAT

Attachment:  
As Stated

~~UNCLASSIFIED~~

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## ROUTING AND RECORD SHEET

SUBJECT: (Optional)

FROM:

Legislation Div.

Office of Congressional Affairs

7204 Headquarters

EXTENSION

NO.

DATE

5 November 1987

TO: (Officer designation, room number, and building)

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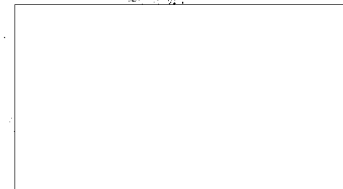
COMMENTS (Number each comment to show from whom to whom. Draw a line across column after each comment.)

1. Intelligence Community Staff

9 Nov 87

J

Attached is a copy of the detailee "fix" provided by OMB. It is fairly certain that this will be the actual language in the act. If there is any change with regard to the intelligence exemption, I shall let you know.



New Language

Sec. 622 (a) Notwithstanding any other provision of law, for the fiscal year ending September 30, 1990, and for each subsequent fiscal year, when any Federal employee or member of the Armed Services is detailed to an executive branch agency other than his or her employing agency for a period of 90 days or more:

- (1) the detailing agency shall report all such details on the forms specified by the Office of Personnel Management or the Department of Defense for the Armed Services for documenting personnel actions and shall maintain a separate record of all such details for each fiscal year;
- (2) the detailing agency shall bill the executive branch agency to which such employee or member of the Armed Services is detailed for the period of the detail that exceeds 90 days and shall be fully reimbursed for all such costs by the executive branch agency to which the employee or member of the Armed Services has been detailed; and
- (3) the detailing agency shall submit beginning with the fiscal year ending September 30, 1988, and for all subsequent fiscal years, a quarterly report to the House and Senate Committees on Appropriations on all employees or members of the Armed Services detailed to executive branch agencies, listing the grade, position and office of each detailee and the agency from which and to which he or she has been detailed.

(b) The provisions of this section shall not apply to federal employees or members of the Armed Services detailed to or from the following agencies or organizations:

- (1) the Central Intelligence Agency (CIA);
- (2) the National Security Agency (NSA);
- (3) the Defense Intelligence Agency (DIA);
- (4) the offices within the Department of Defense for the collection of specialized national foreign intelligence through reconnaissance programs;
- (5) the Bureau of Intelligence and Research of the Department of State;
- (6) the intelligence elements of the Army, Navy, Air Force, and Marine Corps, the Federal Bureau of Investigation (FBI); the Department of the Treasury, and the Department of Energy; and
- (7) the staff elements of the Director of Central Intelligence.